

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: M. Bach et al.

Serial No.: (Not Yet Assigned)

Filed:

For: STRUCTURE AND METHOD
FOR PERFORMING A
DETERMINATION OF AN ITEM
OF INTEREST IN A SAMPLE

Group Art Unit: (Not Yet Assigned)

Examiner: (Not Yet Assigned)

Case No.: 6416.US.01

Certificate of Mailing (37 CFR §1.10)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail in an envelope addressed to:

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231, on:

Date of Deposit:

Deborah L. Siedlecki

Date

**Declaration and Power of Attorney
for a United States Patent Application**

As a below-named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original and first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "STRUCTURE AND METHOD FOR PERFORMING A DETERMINATION OF AN ITEM OF INTEREST IN A SAMPLE", the specification of which is attached.

I hereby state that I have reviewed and understand the contents of the above-mentioned specification, including the claims.

I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

Claim to benefit of foreign application(s) as follows:

I hereby claim foreign priority benefits under 35 U.S.C. §119 for the following foreign applications for patent or inventor's certificate.

NONE

The following foreign applications for patent or inventor's certificate have a filing date earlier than the filing date of the applications identified above.

NONE

Claim to benefit of earlier U.S. application(s) as follows:

I hereby claim benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

Serial No. 60/104,191 filed 10/14/98

I hereby claim the benefit under 35 U.S.C. §120 of the following earlier-filed United States patent applications. Insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. applications in the manner required by 35 U.S.C. §112, first paragraph, I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which came into existence between the filing date(s) of the prior applications and the national or PCT filing date of this application.

NONE

I hereby appoint the following Attorneys and/or agents to prosecute this application and any continuation or divisional applications based hereon, and to transact all business in the Patent and Trademark Office connected therewith:

Mona Anand, Reg. No. 34,537
Regina M. Anderson, Reg. No. 35,820
Mark C. Bach, Reg. No. 34,766
Cheryl L. Becker, Reg. No. 35,441
Thomas D. Brainard, Reg. No. 32,459
Dianne Casuto, Reg. No. 40,943
Portia Chen, Reg. No. 44,075
Steven R. Crowley, Reg. No. 31,604
J. Michael Dixon, Reg. No. 32,410
Andreas M. Danckers, Reg. No. 32,652
Mimi C. Goller, Reg. No. 39,046
Daniel J. Hulseberg, Reg. No. 36,554
Neal D. Marcus, Reg. No. 35,267

James D. McNeil, Reg. No. 26,204
Robert A. Miller, Reg. No. 26,956
Lawrence S. Pope, Reg. No. 26,791
Nicholas A. Poulos, Reg. No. 30,209
Dugal S. Sickert, Reg. No. 33,784
Gregory W. Steele, Reg. No. 33,796
Janelle D. Strode, Reg. No. 34,738
Michael J. Ward, Reg. No. 37,960
David M. Weinstein, Reg. No. 28,128
Steven F. Weinstock, Reg. No. 30,117
Brian R. Woodworth, Reg. No. 33,137
Paul D. Yasger, Reg. No. 37,477

Send correspondence to: Steven F. Weinstock
Abbott Laboratories
D-377 AP6D
100 Abbott Park Road
Abbott Park, IL 60064-6050

Direct telephone calls to: Mark C. Bach
(847) 938-7576

Name: (first, middle, last): Mark C. Bach
Post Office Address: 659 Aster Drive, Gurnee, IL 60031
Residence: Gurnee, IL 60031
Citizenship: United States of America

Name: (first, middle, last): Daniel Bay
Post Office Address: 38805 Kenmore Road, Antioch, IL 60002
Residence: Antioch, IL 60002
Citizenship: United States of America

Name: (first, middle, last): Michael K. Carter
Post Office Address: 400 Farmhill Court, Lake Villa, IL 60046
Residence: Lake Villa, IL 60046
Citizenship: United States of America

Name: (first, middle, last): John M. Clemens
Post Office Address: 3250 Mini Drive, Wadsworth, IL 60083
Residence: Wadsworth, IL 60083
Citizenship: United States of America

Name: (first, middle, last): Daniel G. Dahlke
Post Office Address: 704 South Dymond Road, Libertyville, IL 60048
Residence: Libertyville, IL 60048
Citizenship: United States of America

Name: (first, middle, last): Charles M. Galitz
Post Office Address: 7540 18th Avenue, Kenosha, WI 53143
Residence: Kenosha, WI 53143
Citizenship: United States of America

Name: (first, middle, last): Robert C. Gray
Post Office Address: 36409 N. Streamwood Drive, Gurnee, IL 60031
Residence: Gurnee, IL 60031
Citizenship: United States of America

Name: (first, middle, last): Folim Halaka
Post Office Address: 3322 Berwyn #116, North Chicago, IL 60064
Residence: North Chicago, IL 60064
Citizenship: United States of America

Name: (first, middle, last): Steve Herchenbach
Post Office Address: 676 Birch Hollow Drive, Antioch, IL 60002
Residence: Antioch, IL 60002
Citizenship: United States of America

Name: (first, middle, last): Ronald E. Kukla
Post Office Address: 40 Cherbourg Court, Wheeling, IL 60090
Residence: Wheeling, IL 60090
Citizenship: United States of America

Name: (first, middle, last): Curtis J. Pepe
Post Office Address: 3609 West Cornell Court, McHenry, IL 60050
Residence: McHenry, IL 60050
Citizenship: United States of America

Name: (first, middle, last): Mark Pierce
Post Office Address: 1120 Erica Drive, Wauconda, IL 60084
Residence: Wauconda, IL 60084
Citizenship: United States of America

Name: (first, middle, last):
Post Office Address:
Residence:
Citizenship:

Scott G. Safar
8901 106th Avenue, Pleasant Prairie, WI 53158
Pleasant Prairie, WI 53158
United States of America


Name: (first, middle, last):
Post Office Address:
Residence:
Citizenship:


Julius Toth
801 Castleton Court, Mundelein, IL 60060
Mundelein, IL 60060
United States of America


Name: (first, middle, last):
Post Office Address:
Residence:
Citizenship:

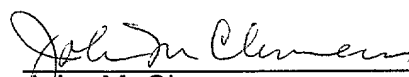
Gary Zuck
109 E. Clarendon St., Prospect Heights, IL 60070
Prospect Heights, IL 60070
United States of America

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that all statements made herein were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

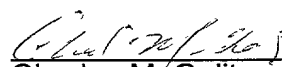

Mark C. Bach 10/20/99
Date



Daniel Bay 10/21/99
Date

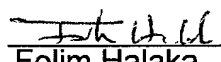

Michael K. Carter 10/21/99
Date



John M. Clemens 10/21/99
Date


Daniel G. Dahlke 10/21/99
Date


Charles M. Galitz 10/21/99
Date



Robert C. Gray 10/21/99
Date

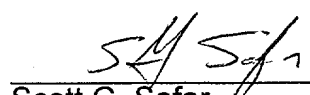

Folim Halaka 10/21/99
Date

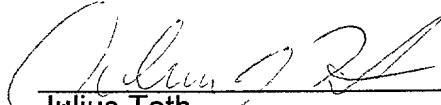

Steve Herchenbach 10/22/99
Date

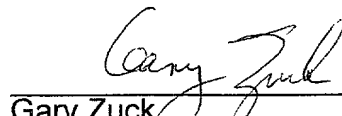

Ronald E. Kukla 10/26/99
Date


Curtis J. Pepe 10/27/99
Date


Mark Pierce 10/25/99
Date


Scott G. Safar 10/25/99
Date


Julius Toth 10/21/99
Date


Gary Zuck 10/25/99
Date